THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.21723 of 2007

Dated:12.10.2007

Between:
Suryadevara Navin.

… Petitioner

and

National Highways Authority of India,
And others.

… Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.21723 of 2007

ORDER:

Learned Counsel Sri S.S.Varma representing respondent No.1 had taken notice on 11.10.2007. It is stated that as on today no notification for acquisition of the land had been issued. The same is recorded.

The Writ Petition is filed for a writ of mandamus directing the respondents or their representatives not to proceed further for the purpose of formation of the road in the property being an extent of Ac.1.35 cents situated in R.S.No.129/2 of Kankipadu Village of Krishna District besides declaring the action on the part of the respondents as illegal and ultra vires to the provisions of Articles 14 and 300-A of the Constitution of India and to pass such other order or orders as this Court deems fit and proper in the circumstances of the case.

In the light of the specific stand taken by respondent No.1 to the effect that no notification as on today had been issued for acquisition of the land in question, the same is hereby recorded.

The Writ Petition is accordingly closed giving liberty to the petitioner to question the same in the event of the respondents further proceeding with this matter. It is needless to say that unless the procedure is followed, the possession of the petitioner not to be disturbed. There shall be no order as to costs.

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(**P.S.NARAYANA, J**)

12.10.2007
vs